

**Town Board Minutes**  
(Municipal Review Committee )

**Meeting**  
**No. 16**

**Special Meeting**

**May 21, 2007**

## **Town Board Minutes**

**May 21, 2007**

**Meeting No. 16**

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 21st day of May 2007, at 6:30 PM and there were

**PRESENT:** MARK MONTOUR, COUNCIL MEMBER  
RONALD RUFFINO, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
ROBERT GIZA, SUPERVISOR  
REBECCA ANDERSON, PLANNING BOARD MEMBER  
JOHN GOBER, PLANNING BOARD MEMBER  
LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER  
MELVIN SZYMANSKI, PLANNING BOARD MEMBER  
STANLEY KEYSA, PLANNING BOARD CHAIRMAN

**ABSENT:** DANIEL AMATURA, COUNCIL MEMBER  
STEVEN SOCHA, PLANNING BOARD MEMBER

**ALSO PRESENT:** JOHANNA COLEMAN, TOWN CLERK  
RICHARD SHERWOOD, TOWN ATTORNEY  
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES

### **PURPOSE OF MEETING:**

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for one (1) action.

**IN THE MATTER OF THE SEQR REVIEW OF THE  
BUFFALO-LANCASTER AIRPORT  
MASTER PLAN**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Buffalo-Lancaster Airport Master Plan matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

**PLEASE TAKE NOTICE**, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Richard J. Sherwood, Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately 143.1 acres.

The location of the premises being reviewed is situate 4343 Walden Avenue, County of Erie, Lancaster, New York.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY PLANNING BOARD MEMBER SZYMANSKI  
WHO MOVED ITS ADOPTION, SECONDED BY  
PLANNING BOARD MEMBER GOBER, TO WIT:

**RESOLVED**, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:  
BUFFALO-LANCASTER AIRPORT MASTER PLAN  
NEGATIVE DECLARATION**

**REASONS SUPPORTING DETERMINATION  
FINDINGS STATEMENT - PROJECT IMPACTS**

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type I threshold in 6 NYCRR, Part 617.4.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
  - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.
    - A small to moderate affect on noise levels is expected with the use of the airport by small jet aircraft, however, it is also noted these aircraft are required by the Federal Aviation Administration (FAA) to have reduced-noise engines,
    - It is recognized that there are federal wetlands which require mitigation for this development to occur; it is preferred that the mitigation occurs in the Town of Lancaster.
  - C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.

**No significant adverse effects noted**
  - C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.

**No significant adverse effects noted**

- C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

**No significant adverse effects noted**

- C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.

**No significant adverse effects noted**

- C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.

**No significant adverse effects noted**

- C.7 Other impacts (including changes in use of either quantity or type of energy).

**No significant adverse effects noted**

- The Municipal Review Committee (MRC) notes the comment of the County of Erie Department of Environment and Planning with regard to potential reconstruction of the Pavement Road Bridge over the CSX Railroad tracks. The MRC also notes that this project does not alter the location of the west end of the runway at this airport nor the FAA designated glide-slope from the end of that runway nor the trapezoidal sections of the airspace which are based on that glide-slope. The MRC understands those areas are not currently violated by the location of Pavement Road nor the utility wires built along side of Pavement Road. Should the County at some point in the future elect to modify the height of Pavement Road opposite the end of the runway or the utility line in the airspace adjacent to Pavement Road, it will be the responsibility of Erie County to mitigate any conflict with the FAA designated glide-slope.

- D. The Town of Lancaster has not established a critical environmental area (CEA) pursuant to subdivision 6NYCRR617.14(g), therefore the proposed action will not impact the exceptional or unique characteristics of a critical environmental area (CEA).

- E. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s \_\_\_\_\_  
Robert H. Giza, Supervisor  
Town of Lancaster

**SEAL**

May 21, 2007

and,

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

**BE IT FURTHER**

**RESOLVED**, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES
PLANNING BOARD MEMBER ANDERSON	VOTED YES
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

May 21, 2007

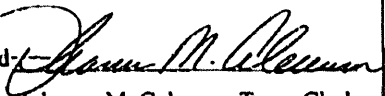
**ADJOURNMENT:**

ON MOTION OF PLANNING BOARD CHAIRMAN KEYSA AND  
SECONDED BY PLANNING BOARD MEMBER KORZENIEWSKI FOR ADJOURNMENT  
OF THE MEETING, which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES
PLANNING BOARD MEMBER ANDERSON	VOTED YES
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES

The meeting was adjourned at 6:53 P.M.

Signed

  
Johanna M. Coleman, Town Clerk

# **Town Board Minutes**

**Meeting  
No. 17**

**Regular Meeting**

**May 21, 2007**



## **Town Board Minutes**

May 21, 2007

Meeting No. 17

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 21<sup>st</sup> day of May 2007 at 8:00 P.M. and there were

**PRESENT:** MARK MONTOUR, COUNCIL MEMBER  
RONALD RUFFINO, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
ROBERT GIZA, SUPERVISOR

**ABSENT:** DANIEL AMATURA, COUNCIL MEMBER

**ALSO PRESENT:** JOHANNA COLEMAN, TOWN CLERK  
RICHARD SHERWOOD, TOWN ATTORNEY  
JEFFREY SIMME, BUILDING INSPECTOR  
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES

### **PERSONS ADDRESSING TOWN BOARD:**

**Bastian, Norman**, 5747 Genesee Street, spoke to the Town Board on the following matter:

- Nutrition Program for the elderly reimbursement

**Beutler, Daniel**, 26 Tyler Street, spoke to the Town Board on the following matters:

- contaminated soil in the Village of Depew
- sale of the former Depew Public Library building
- transfer of Crew Chief titles from White Collar Bargaining Unit to Blue Collar Bargaining Unit

**Galczynski, Martin**, 2 Northwood Drive, spoke to the Town Board on the following matter:

- Wal Mart at the Northeast corner of Transit Road and William Street

**Gull, Henry**, 710 Pavement Road, spoke to the Town Board on the following matter:

- Cemetery Road Bridge

**Hammer, Linda**, Depew Village Trustee, spoke to the Town Board on the following matter:

- sale of the former Depew Public Library building

**Melock, Liz**, 314 Columbia Avenue, spoke to the Town Board on the following matter:

- sale of former Depew Library building on Columbia Avenue

**Schneggenburger, Roy**, 87 Stony Road, spoke to the Town Board on the following matters:

- minutes of May 7, 2007 Town Board Meeting
- Erie Street Bridge

**Symer, Donald**, 610 Columbia Avenue, spoke to the Town Board on the following matter:

- sale of former Depew Library building on Columbia Avenue

**Thompson, Walter**, 37 Irwinwood Road, spoke to the Town Board on the following matter:

- stop sign on Irwinwood Road at Garfield Avenue

**Rozler, Richard**, 5959 Broadway, spoke to the Town Board on the following matter:

- Good Earth on Broadway

**PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPNIAK, TO WIT:

**RESOLVED**, that the minutes from the Joint Meeting of the Town Board and the Planning Board held on May 7, 2007 and the Regular Meeting of the Town Board held on May 7, 2007 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

File: RMIN (P3)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, the Town Line Volunteer Fire Department, Inc. has requested the  
addition of a member to the roster of said fire association.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby confirms  
the addition to the membership of the Town Line Volunteer Fire Department the following  
individual:

**ADDITION:**

Joshua Carl Gurney  
38 Brookhaven Lane  
Lancaster, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll call  
which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

File: RFIRE (P3)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO. TO WIT:

**WHEREAS**, the Town Board has been made aware that there are properties within the Village of Depew in the Town of Lancaster which have various levels of lead contaminated soil, and

**WHEREAS**, the contamination was caused by NL Industries Inc. which operated a brass foundry from 1892 until 1972 in the Village of Depew, and

**WHEREAS**, the Village of Depew has had discussions with the Federal Environmental Protection Agency and as a result some areas of contaminated soil were removed but there are areas remaining within the Town of Lancaster section of the Village of Depew which have not been decontaminated, and

**WHEREAS**, property owners in the Village of Depew deserve a response from their Congressman Thomas M. Reynolds in regard to the actions he is taking on behalf of his constituents;

**NOW THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby memorializes U.S. Congressman Thomas M. Reynolds to take a more proactive approach in addressing the concerns of his constituents in the Village of Depew in their attempt to have the lead contaminated soil removed from the various areas of the Village of Depew where it has been discovered so that this hazardous material does not cause health problems to property owners and residents in those areas which have been identified as having high lead level readings in the soil.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER RUFFINO, WHO MOVED  
ITS ADOPTION,               SECONDED BY COUNCIL  
MEMBER STEMPNIAK,               TO WIT:

**WHEREAS**, Kunvarji Hotels, 5013 Eastbrook Place, Williamsville, New York  
14221 has applied for a Dumping Permit for property situate at 6685 Transit Road within the Town of  
Lancaster, pursuant to Chapter 22-8 of the Code of the Town of Lancaster, and

**WHEREAS**, the application was referred to the Building Inspector and  
Town Engineer for review and recommendation, and

**WHEREAS**, the Contractor has advised the Town Engineer and the Building  
Inspector that this work will be incorporated in the existing NYSDOT Stormwater Pollution Prevention  
Plan (SWPPP) and that re-stabilizing and restoration of the filled areas will be completed in compliance  
with that Plan, and

**WHEREAS**, the Building Inspector and Town Engineer have completed their  
review and made a formal, favorable recommendation to the Town Board.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Kunvarji Hotels, 5013 Eastbrook Place, Williamsville, New  
York be and is hereby authorized to dump and dispose of materials outside permitted sanitary landfills  
within the Town of Lancaster, namely on premises owned by the applicant at 6685 Transit Road, said  
dumping to be in strict conformance with the application of the petitioner as filed in the Office of the  
Town Clerk, said fill to be generated only from the NYS Department of Transportation road  
reconstruction project on Transit Road in the Town of Lancaster.

The question of the adoption of the following resolution was duly put to a vote on  
roll call which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, the hours of operation for Town Offices were set by resolution adopted by the Town Board on January 3, 2007, and

**WHEREAS**, many individuals are desirous of flexible working hours during the summer months.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board authorizes department heads to incorporate, at their discretion, flexible working hours for the period commencing with the first Monday in June through the second Friday in September, with employees rotating working hours between 8:00 A.M. to 4:00 P.M. and 9:00 A.M. to 5:00 P.M., with all employees required to take the usual 1-hour lunch break, and always ensuring that at least one (1) individual covers the office between the required Town office hours of 9:00 A.M. and 5:00 P.M.

**BE IT FURTHER**

**RESOLVED**, that the policy applies to the following departments:

Town Clerk	Courts
Assessor	Town Attorney
Building Inspector	Engineering
Parks & Recreation	Youth Bureau
Supervisor	

The question of the adoption of the following resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
COUNCIL MEMBER MONTOUR, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER STEMPNIAK, TO WIT:

**WHEREAS**, Namco Cybertainment Inc., 877 Supreme Drive, Bensenville, Illinois, has applied for a license to operate and maintain a Game Room on premises of the Regal 16 Cinemas at 6707 Transit Road, within the Town of Lancaster, pursuant to Chapter 17 of the Code of the Town of Lancaster, and

**WHEREAS**, the application was referred to the Building Inspector and Chief of Police for review and recommendation, and

**WHEREAS**, the Building Inspector and Chief of Police have completed their review and made a formal, favorable recommendation to the Town Board on the issuance of this license.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Clerk be and is hereby authorized to issue a license to Namco Cybertainment, Inc. to operate and maintain a Game Room on premises of the Regal 16 Cinemas at 6707 Transit Road, Lancaster, New York, and

**BE IT FURTHER**

**RESOLVED**, that said license shall be issued for the one (1) year period of April 1, 2007 to May 31, 2008 in accordance with the application of the petitioner, as filed in the Town Clerk's Office, accompanied with a license fee of \$840 for twelve (12) amusement devices.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

File: RLICENSE (P3)



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**RESOLVED**, that the following individuals be and hereby are appointed  
members of the Town of Lancaster Youth Board for the period June 1, 2007 to May 31, 2009:

Claire Schlum, Chairman  
John Parker, Vice Chairman  
Rev. Leon Biernat  
Jacqueline Bull  
Suzanne Jacobs  
Keith Kerl  
Elizabeth Knittel  
Joseph Maciejewski  
Anthony Marrano  
Daniel Palumbo  
Daniel Paveljack  
Jill Santoro  
Jacob Stanton  
Rev. Paul Steller  
Michael Valley  
Jamie Volkenner  
Shirley Zuppelli

The question of the foregoing resolution was duly put to a vote on roll call  
which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED IT'S ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**WHEREAS**, §1660 (18) Vehicle and Traffic Law permits the Town to designate the location of stop signs and no-passing zones affecting town roads outside of the Villages of Lancaster and Depew, and

**WHEREAS**, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled, "VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER",

**NOW, THEREFORE, BE IT**

**RESOLVED**, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on proposed amendments to the Vehicle & Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 4th day of June 2007, at 8:30 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published on or before May 24, 2007, in the Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

**LEGAL NOTICE**  
**PUBLIC HEARING**  
**AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE**  
**TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK**  
**DESIGNATED AS CHAPTER 46 OF CODE OF TOWN OF LANCASTER**

**LEGAL NOTICE IS HEREBY GIVEN** that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 21st day of May, 2007, the said Town Board will hold a Public Hearing on the 4th day of June, 2007, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of said Town:

**CHAPTER 46**

**Article VIII, STOP INTERSECTIONS; NON-INTERSECTION  
STOPS; YIELD INTERSECTIONS**

**46-8.1 Stop Intersections designated, is hereby amended by adding  
thereto the following:**

**WINDSOR RIDGE SUBDIVISION , PHASE III**

<b><u>STREET NAME</u></b>	<b><u>INTERSECTING STREET</u></b>	<b><u>SIGN LOCATION</u></b>
<b>Siebert Road</b>	<b>Brunck Road</b>	<b>N.W. Corner</b>

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

**By: JOHANNA M. COLEMAN  
Town Clerk**

May 21, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the Highway Superintendent of the Town of Lancaster, by letter dated May 11, 2007, has requested the appointment of a laborer, part-time seasonal to work in the Highway Department for the summer season.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individual be appointed to the position of laborer part-time, seasonal for the Summer season in the Highway Department. That this appointment shall be effective June 25, 2007, and that this being a part time position provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees.

NAME	RATE
Aaron Stewart 200 Seneca Place, Lancaster	\$8.50 per hour

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the General Crew Chief, by letter dated May 17, 2007, has requested the appointment of three (3) seasonal employees in the Parks, Recreation and Forestry Department of the Town of Lancaster for the spring/summer 2007. These appointments are necessary because employees previously appointed have declined the position.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individuals be and are hereby appointed to the position of seasonal employees for the spring/summer of 2007 in the Parks, Recreation and Forestry Department of the Town of Lancaster, with no benefits at the following hourly rates:

<u>NAME</u>	<u>POSITION</u>	<u>RATE</u>
Ryan Mruk 76 Pheasant Run Lane, Lancaster	Laborer	\$7.15/hr.
John Gerber 17 Country Place, Lancaster	Laborer	\$7.15/hr.
Jennifer Ickowski 26 Pinetree Drive, Lancaster	Recreation Attendant	\$7.15/hr.

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED IT'S ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**WHEREAS**, §1660 (18) Vehicle and Traffic Law permits the Town to designate the location of stop signs and no-passing zones affecting town roads outside of the Villages of Lancaster and Depew. and

**WHEREAS**, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled, "VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER",

**NOW, THEREFORE, BE IT**

**RESOLVED**, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on proposed amendments to the Vehicle & Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 4th day of June 2007, at 8:35 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published on or before May 24, 2007, in the Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

**LEGAL NOTICE  
PUBLIC HEARING  
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE  
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK  
DESIGNATED AS CHAPTER 46 OF CODE OF TOWN OF LANCASTER**

**LEGAL NOTICE IS HEREBY GIVEN** that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 21st day of May, 2007, the said Town Board will hold a Public Hearing on the 4th day of June, 2007, at 8:35 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of said Town:

**CHAPTER 46**

**Article VIII, STOP INTERSECTIONS; NON-INTERSECTION  
STOPS; YIELD INTERSECTIONS**

**46-8.1 Stop Intersections designated, is hereby amended by adding  
thereto the following:**

**NICHOLAS HEIGHTS SUBDIVISION**

<b><u>STREET NAME</u></b>	<b><u>INTERSECTING STREET</u></b>	<b><u>SIGN LOCATION</u></b>
William Street	Nicholas Lane	S.E. Corner
Nicholas Lane (northerly intersection)	Nicholas Lane	N.E. Corner
Nicholas Lane (southerly intersection)	Nicholas Lane	N.E. Corner

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

**By: JOHANNA M. COLEMAN  
Town Clerk**

May 21, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS, Lancaster Airport Inc., 10904 Townline Road, Darien Center, New York, has submitted a Master Plan for Improvement Projects prepared by Passero Associates dated February 2006 and received January 30, 2007 for the proposed construction of a 18,000 sq. ft. pre-engineered building, terminal area utility improvements and the construction of a taxiway connector to the existing runway to be located at the Buffalo-Lancaster Airport, 4343 Walden Avenue in the Town of Lancaster, and**

**WHEREAS, the Planning Board has reviewed the plan and at its meeting April 18, 2007 has recommended approval of this project, and**

**WHEREAS, a SEQR Review of this project was held May 21, 2007 and a negative declaration was issued at that time;**

**NOW, THEREFORE, BE IT**

**RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Master Plan for Improvement Projects submitted by Lancaster Airport Inc. and prepared by Passero Associates dated February 2006 and received January 30, 2007 for the proposed construction of a 18,000 sq. ft. pre-engineered building, terminal area utility improvements and the construction of a taxiway connector to the existing runway to be located at the Buffalo-Lancaster Airport, 4343 Walden Avenue in the Town of Lancaster.**

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

File: rspbuffalolancasterairport507



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, NEC Transit William, LLC was required to record a correcting deed in the Erie County Clerk's Office revising the description of the deed recorded in the Erie County Clerk's Office on January 17, 2006 in Liber 11108 of deeds at page 1276 which deed conveyed title to certain property owned by NEC Transit William, LLC to the Town of Lancaster, and

**WHEREAS**, the declaration of covenants and restrictions which was recorded with the original deed must now also be corrected to insert the revised legal description so that it is consistent with the correcting deed recorded in the Erie County Clerk's Office, and

**WHEREAS**, the Town Board has given due consideration to this matter and has consulted with the Town Attorney in regard to same;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to execute the correcting declaration of covenants and restrictions on behalf of the Town of Lancaster which changes the legal description of the declaration of covenants and restrictions which affect the property conveyed by NEC Transit William, LLC to the Town of Lancaster, said property being the Northern Mitigation Area which includes 4.03 acres of wetland and 6.72 acres of upland, the restrictions being required by the United States of America Department of the Army Corp of Engineers, and, the adoption of which permit NEC Transit William, LLC to perform other required work involving 7.54 acres of federal wetland not a part of the Northern Mitigation Area referred to herein.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

File: williamtransit507

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, the Town Engineer, Wm. Schutt & Associates, P.C. has proposed to undertake the performance of services associated with the design, general services during construction and resident project representative for the installation of 12,600 LF of water main located in the eastern quadrant of the Town of Lancaster, and

**WHEREAS**, the Town desires to undertake the necessary engineering service to enable the Town to invite public bid for the construction of the beforementioned 12,600 LF of water main in an expeditious manner since the Erie County DPW Division of Highway is scheduled to reconstruct Town Line Road while at the same time the Erie County Water Authority is desires to eliminate water line dead ends in the Ransom Road/Schlemmer Road of the Town, and

**WHEREAS**, the Town Board has given due consideration to the proposal made by Wm. Schutt & Associates, P.C. to undertake this additional task for the Town beyond the general engineering consultants contract for services with the Town and deems it in the public interest to move forward with the engagement of Wm. Schutt & Associates, P.C. for the professional services as proposed;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to enter into a contract with Wm. Schutt & Associates, P.C. to provide engineering services associated with the design, general services during construction and resident project representation for the invitation to bid and construction of 12,600 LF of water main located in the eastern quadrant of the Town of Lancaster at a total fee as described in the May 2, 2007 proposal of Wm. Schutt & Associates, P.C. for a sum not to exceed \$188,750.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

File: rwatersystemimprovementproject507

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, S. E. Community Work Center, Inc. has made an offer to purchase the Town owned library building on Columbia Avenue in the Village of Depew, and

**WHEREAS**, the Town Board has determined this property to be surplus and has been actively marketing the property in an attempt to cause a sale, and

**WHEREAS**, the Town Board after reviewing the offer made by S. E. Community Work Center, Inc. has determined that the purchase offer is consistent with the outside appraisal the Town obtained on the property and is a fair offer and that it is in the interest of the taxpayers of the Town of Lancaster to accept this offer;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to enter into a written contract with S. E. Community Work Center, Inc. for the purchase of the Town owned library building on Columbia Avenue in the Village of Depew for the sum of \$400,000. The contract will contain a contingency that Southeast Community Work Center, Inc. obtain an approval from the Village of Depew for the use of the property as S. E. Community Work Center, Inc. proposes by July 15, 2007 and this closing takes place on or about August 1, 2007.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

File: southeastworks508

**PREFILED RESOLUTION NO. 16 - MEETING OF 5/21/07**

Ruffino/ \_\_\_\_\_

**Authorize Purchase Of Cargo Van For Dog Control  
Office**

At the request of Council Member Ruffino, this resolution was withdrawn for further study.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL  
MEMBER STEMPNIAK, TO WIT:

**RESOLVED**, that the following Audited Claims be and are hereby ordered paid from  
their respective accounts as per abstract to be filed in the Office of the Town Clerk by the Director  
of Administration and Finance, to wit:

Claim No. 8268 to Claim No. 8519 Inclusive

Total amount hereby authorized to be paid: \$261,045.17

The question of the foregoing resolution was duly put to a vote on roll call which  
resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

File: Relaims

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**RESOLVED** that the following Building Permit applications be and are hereby reaffirmed:

**CODES:**

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are waived for this permit.

(CSW) = Conditional sidewalk waiver.

(V/L) = Village of Lancaster

**NEW PERMITS:**

14492	Ballacchino, Colleen	166 Enchanted Forest	Er. Res. Add.	
14508	Kaz Brothers Const	26 Pinetree Dr	Er. Res. Add.	
14511	Kulback's Construction	204 Cemetery Rd	Er. Comm. Alt.	
14525	Premier Fence Co	14 Wayne St	Er. Fence	(V/L)
14528	Marrano/Marc Equity	20 Red Clover Ln	Er. Dwlg.-Sin.	
14531	Marrano/Marc Equity	6 Sweet Brier Ct	Er. Dwlg.-Sin.	
14532	Marrano/Marc Equity	8 Sweet Brier Ct	Er. Dwlg.-Sin.	
14533	Homes, David	19 Sawgrass Ln	Er. Dwlg.-Sin.	
14534	Pickett Fence	44 Cambria St	Er. Fence	(V/L)
14535	Graff, Virginia	5657 Broadway	Er. Fence	
14536	Kajtoch, Susan	55 Country Pl	Er. Pool-Abv Grnd	
14537	Duro-Shed Inc	254 Warner Rd	Er. Shed	
14538	Home Depot USA	14 Grafton Ct	Er. Shed	
14539	Harris, Jeffrey	208 Central Ave	Er. Fence	(V/L)
14540	Iroquois Fence Inc	14 Fifth Ave	Er. Fence	(V/L)
14541	Pride Signs Inc	6733 Transit Rd	Er. Sign-Wall	
14542	Steltermann, Scott	26 Trentwood Trl N	Er. Deck	
14543	Fridmann, Michael	775 Schwartz Rd	Er. Shed	
14544	R. P. LeFrois Builders	6733 Transit Rd	Er. Comm. Alt.	
14545	Transit French Assoc.	4779 Transit Rd	Er. Sign-Temp	
14546	Rokitka, Paul	226 Nathan's Trl	Er. Deck	
14547	Fischione, Matthew	100 Stony Rd	Er. Res. Add.	
14548	Huber, Donald	50 E Drullard Ave	Er. Deck	(V/L)
14549	Iroquois Fence Inc	230 Enchanted Forest	Er. Fence	
14550	Kulback's Const.	3619 Walden Ave	Er. Comm. Alt.	(V/L)
14551	Zak, Lawrence	28 Burwell Ave	Er. Deck	(V/L)
14552	Lawrence Booth	20 Woodgate Dr	Er. Deck	
14553	Slivan Pool & Const.	9 Livingston St	Er. Pool-Abv Grnd	(V/L)
14554	Duro-Shed Inc	5137 William St	Er. Shed	
14555	Big Sky Maintenance	5 Hillside Pky	Er. Deck	
14556	Krog Corporation	1900 Commerce Pkwy	Er. Comm. Add.	(V/L)
14557	Iroquois Fence Inc	397 Seneca Pl	Er. Fence	
14558	Rich Pools	27 Quail Hollow	Er. Pool-Abv Grnd	
14559	Babcock Lumber Corp	3825 Walden Ave	Er. Sign-Wall	(V/L)
14560	Szalasny, John	5 Division St	Er. Fence	(V/L)
14561	Cortese Brothers Inc	154 Pleasant View Dr	Er. Pool House	

14562	Marrano/Marc Equity	25 Red Clover Ln	Er. Dwlg.-Sin.	
14563	Swimco Mfg	15 Willow Ridge Ln	Er. Pool-In Grnd	
14564	Swimco Mfg	15 Willow Ridge Ln	Er. Fence	
14565	Slagel, Michael	61 Kennedy Ct	Er. Shed	
14566	Takacz, Ann	2030 Como Park Blvd	Er. Shed	(V/L)
14567	Gallagher, Albert	38 Cowing St	Er. Fence	(V/L)
14568	Superior Decks	7 Candlestick Ct	Er. Deck	
14569	Advision	4905 Transit Rd	Er. Sign-Wall	
14570	J.L.B. Installations	27 Katelyn Ln	Er. Pool-In Grnd	
14571	J.L.B. Installations	27 Katelyn Ln	Er. Fence	
14572	Majestic Pools Inc	42 Bentley Cir	Er. Pool-In Grnd	
14573	Majestic Pools Inc	10 Nichter Rd	Er. Pool-In Grnd	
14574	Majestic Pools Inc	10 Nichter Rd	Er. Fence	
14575	Armor Fence Inc	5400 Broadway	Er. Fence	(V/L)
14576	Ferraccio, John	30 Aurora St	Er. Shed	(V/L)
14577	J Gun Enterprises	20 Apple Blossom	Er. Pool-Abv Grnd	
14578	Randaccio Builders	13 Primrose Ln	Er. Dwlg.-Sin.	
14579	Randaccio Builders	15 Primrose Ln	Er. Dwlg.-Sin.	
14580	The Virchau Co, Inc	9 Fox Trace	Er. Res. Add.	
14581	Glamour Pools	3581 Bowen Rd	Er. Pool-In Grnd	
14582	City Fence Inc	1137 Ransom Rd	Er. Fence	
14583	Iroquois Fence Inc	1 Stream View Ln	Er. Fence	
14584	McClintic, William	1 Chicory Ln	Er. Deck	
14585	Bison Fence Inc	16 Franklin St	Er. Fence	(V/L)
14586	TNT Pools	82 Aurora St	Er. Pool-Abv Grnd	(V/L)
14587	Swanson & Birkby	5533 Broadway	Er. Sign	(V/L)
14588	Excel Fence Inc	22 Benson Dr	Er. Fence	(V/L)
14589	Capital Fence Co Inc	49 Sawgrass Ln	Er. Fence	
14590	Iroquois Fence Inc	50 Sussex Ln	Er. Fence	
14591	Iroquois Fence Inc	37 Southpoint Dr	Er. Fence	
14592	B & D Concrete	7 Lancaster Pkwy	Er. Comm. Bldg.	
14593	Gurowicz, Joseph	7 Quail Run Ln	Er. Deck	
14594	Avalon Pools	3503 Walden Ave	Er. Pool-Abv Grnd	
14595	Best Built Homes	5 Northbrook Ct	Er. Deck	
14596	Marrano/Marc Equity	5 Chicory Ln	Er. Dwlg.-Sin.	
14597	Marrano/Marc Equity	9 Red Clover Ln	Er. Dwlg.-Sin.	
14598	Marrano/Marc Equity	5 Juniper Blvd	Er. Dwlg.-Sin.	
14599	Marrano/Marc Equity	8 Red Clover Ln	Er. Dwlg.-Sin.	
14600	Plewinski, William Jr	17 Farmview Ct	Er. Deck	
14601	Courtney, Sean	46 Running Brook Dr	Er. Pool-Abv Grnd	
14602	Hatt, Gerald Jr	2109 Como Park Blvd	Dem. Garage	(V/L)
14603	Resetarits Construction	4400 Walden Ave	Er. Comm. Add.	
14604	Iroquois Fence Inc	12 Wildwood Dr	Er. Fence	(V/L)
14605	Premier Fence	2010 Como Park Blvd	Er. Fence	(V/L)
14606	Morgus, John	10 Northbrook Ct	Er. Shed	

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

File: Rbldg2



## **SUSPENDED RESOLUTIONS:**

Supervisor Giza requested a suspension of the necessary rules for immediate consideration of the following resolutions:

UPON A MOTION DULY MADE BY COUNCIL MEMBER RUFFINO SECONDED BY COUNCIL MEMBER MONTOUR AND CARRIED BY ALL THOSE MEMBERS PRESENT, a suspension was granted.

## **SUSPENSION GRANTED**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER RUFFINO, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPNIAK, TO WIT:

**WHEREAS**, the Dog Control Office of the Town of Lancaster has requested the purchase of one (1) new 2007 or newer Chevrolet Express Cargo Van for the use of the Dog Control Department, and

**WHEREAS**, the Town Board of the Town of Lancaster recommends that such purchase be authorized;

### **NOW THEREFORE, BE IT**

**RESOLVED**, as follows:

1. That bids be received by the Town Clerk on June 7, 2007 at 10:00 o'clock A.M. Local Time at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of purchasing one (1) new and unused 2007 or newer Chevrolet Express Cargo Van for the use of the Dog Control Office of the Town of Lancaster in accordance with specifications on file in the Town Clerk's Office, and
2. That the Town Clerk be and is hereby authorized to place a Notice to Bidders in the Lancaster Bee and post notices thereof as required by Law, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

File: rdogcontolvehicle507a

**LEGAL NOTICE**

**TOWN OF LANCASTER  
NOTICE TO BIDDERS**

**NOTICE IS HEREBY GIVEN**, that sealed bids will be received by the Town Clerk of the Town of Lancaster, Erie County, New York, in the Council Chamber of the Town Hall, 21 Central Avenue, Lancaster, New York, up to 10:00 o'clock A.M., Local Time, on the 7th day of June, 2007, for the purpose of providing one (1) new and unused 2007 or newer Chevrolet Express Cargo Van to the Town of Lancaster for the use of the Dog Control Office, in accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

A Certified Check or Bid Bond in an amount representing five percentum (5%) of the Total Bid, payable to the Supervisor of the Town of Lancaster, and a Non-Collusive Bidding Certificate must accompany each bid.

The Board reserves the right to reject any or all bids and to waive any informalities.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

**BY: JOHANNA M. COLEMAN**  
Town Clerk

May 21, 2007

**SUSPENSION GRANTED**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the Civil Service Employees Association Inc., Local 1000 AFSCME, AFL-CIO (CSEA) and the Town of Lancaster have negotiated a mutual agreement to transfer certain White Collar Bargaining Unit titles to wit: Working Crew Chief (Buildings and Maintenance), Mechanic Working Crew Chief (Highway Department) and General Working Crew Chief (Highway Department) into the Town of Lancaster Highway Unit (Blue Collar Bargaining Unit), and

**WHEREAS**, the Town Board after due review and consideration of this negotiated settlement deems it to be in the interest of the Town to cause a transfer of these bargaining unit titles from one union to the other union as aforescribed;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to execute the settlement agreement with the CSEA and the respective unit presidents of the Lancaster White Collar Unit and the Lancaster Blue Collar Unit which will cause a transfer of the beforementioned bargaining unit titles from the White Collar Bargaining Unit to the Highway Department Blue Collar Bargaining Unit which transfer shall be effective May 7, 2007 and that the terms and conditions as set forth in the settlement agreement shall apply to the members of the bargaining units.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	WAS ABSENT
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 21, 2007

## COMMUNICATIONS & REPORTS:

254. Town Clerk to Town Board -  
Transmittal of monthly report for April 2007. DISPOSITION = Received & Filed
255. NYS DOT to Town Board -  
Notification of designation of certain restricted highways during reconstruction of Transit Road. DISPOSITION = Received & Filed
256. Highway Superintendent to Town Board -  
Request resolution authorizing purchase of a mezzanine from HS Industrial Equipment. DISPOSITION = Resolution 5/7/07
257. Roy Schneggenburger to Town Board -  
Comments regarding his safety concerns along Stony Road. DISPOSITION = Received & Filed
258. Town Clerk to Town Board -  
Renewal application for License to Conduct a Salvage Yard for J. Renkas & Sons Inc. d/b/a AJ's Auto Wrecking. DISPOSITION = For Resolution
259. Highway Superintendent to Town Board -  
Request to hire seasonal employee. DISPOSITION = Resolution 5/21/07
260. Highway Superintendent to Town Board -  
Request resolution to purchase pick-up truck through state bid. DISPOSITION = Resolution 5/7/07
261. Mayor, Village of Depew to Congressman Thomas M. Reynolds -  
Letter regarding soil contamination of properties in the area of Walden Avenue and Transit Road. DISPOSITION = Resolution 5/21/07
262. Town of Elma to Town Board -  
Transmittal of resolution proclaiming May as Motorcycle Safety and Awareness Month. DISPOSITION = Received & Filed
263. Stanley Jay Keysa to Town Board -  
Second report regarding traffic study in southern Town of Lancaster. DISPOSITION = Planning Committee
264. Erie County Legislature to Town Board -  
Request to NYS Commission on Local Government Efficiency and Competitiveness to make recommendations regarding regional growth. DISPOSITION = Received & Filed
265. Cost Control Associates, Inc. to Supervisor -  
Status report regarding energy and telecom bill review. DISPOSITION = Received & Filed
266. NYS DEC to Lafarge North America, Inc. -  
Notice of permit renewal for mining operations at Genesee/Fayhe Gravel Pit. DISPOSITION = Received & Filed
267. General Crew Chief to Planning Board, Council Members Montour, Ruffino, & Stempniak  
-  
Notice of approval from Town Forestry Department regarding site plan of Russ Salvatore Development, Transit Road, north of Freeman Road, south of Wehrle Drive. DISPOSITION = Planning Committee
268. General Crew Chief to Planning Board, Council Members Montour, Ruffino, & Stempniak  
-  
Notice of wetland concerns regarding proposed Windsor Ridge South Subdivision. DISPOSITION = Planning Committee
269. Cara Operations Limited to Town Clerk -  
Notice of application for renewal of liquor license for Swiss Chalet Rotisserie & Grill, 4757 Transit Road. DISPOSITION = Police Chief & Received & Filed

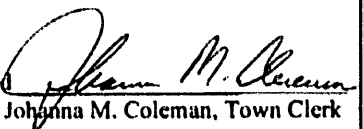
270. Captain Riccardo M. Zuppelli to Supervisor -  
Request ordinance for placement of stop signs in Nicholas Heights Subdivision.  
DISPOSITION = For Public Hearing
271. Stanley Jay Keysa to General Crew Chief -  
Request to provide protection and clean up of an old cemetery located opposite 5815  
Genesee Street. DISPOSITION = Crew Chief
272. Mayor, Village of Depew to Supervisor -  
Letter regarding zoning classification of former site of Depew Library, 321 Columbia  
Avenue. DISPOSITION = Received & Filed
273. Erie County Department of Senior Services to Supervisor -  
Letter regarding increase in reimbursement per meal and changes in policies and  
procedures for the Nutrition Program for the Elderly. DISPOSITION = Received & Filed
274. Thomas J. Gwitt to Supervisor -  
Letter requesting appointment to Planning Board. DISPOSITION = Received & Filed
275. Captain Riccardo M. Zuppelli to Supervisor -  
Request ordinance for placement of stop sign on Seibert Road at n.w. corner of Seibert  
and Brunck Road. DISPOSITION = For Resolution
276. Emergency Management Coordinator to Supervisor -  
Request resolution to provide emergency generator capability on Town traffic lights.  
DISPOSITION = Received & Filed
277. Town Line Fire Department to Town Clerk -  
Request for change in roster. DISPOSITION = Resolution 5/21/07
278. Building Inspector, Town Engineer to Town Board -  
Recommend approval of dumping permits for 6685 Transit Road adjacent to the NYS  
DOT Transit Road reconstruction. DISPOSITION = Resolution 5/21/07
279. Donald Gallo, Consulting Engineer, P.C. to Town Board -  
Request consideration to provide professional engineering services for water system  
improvement project. DISPOSITION = Received & Filed
280. Ambassador Niagara Signature Bridge Group to Supervisor -  
Letter regarding proposal for Buffalo - Fort Erie bridge solution. DISPOSITION =  
Received & Filed
281. Ellen Franco to Supervisor -  
Comments and concerns regarding proposed Tim Horton's Restaurant, 4849 Transit  
Road. DISPOSITION = Planning Committee
282. Mr. & Mrs. Robert Leonardi to Town Board -  
Request for "No Parking" sign for Shadyside Lane during weekday hours.  
DISPOSITION = Police Captain
283. Town Attorney to Town Board, Planning Board -  
Notice of SEQR meeting to be held Monday, May 21, 2007, 6:30 PM regarding Buffalo-  
Lancaster Airport. DISPOSITION = Received & Filed
284. Town Clerk to Various News Media -  
Notice of SEQR meeting to be held Monday, May 21, 2007, 6:30 PM regarding Buffalo-  
Lancaster Airport. DISPOSITION = Received & Filed
285. Erie County Department of Environment & Planning to Planning Board Chairman -  
Notice of inability to complete SEQR review due to lack of information regarding Russ  
Salvatore Development. DISPOSITION = Town Attorney
286. Planning Board Chairman to Planning Board, Town Board, Engineering Consultant,  
Deputy Town Attorney, Highway Superintendent, Building Inspector -  
Draft copy of minutes of meeting held May 16, 2007. DISPOSITION = Received &  
Filed

287. Planning Board Chairman to Town Board -  
Notice of adjournment to June 6, 2007 meeting regarding proposed Russ Salvatore Development, Transit Road, north of Freeman Road and south of Wehrle Drive.  
DISPOSITION = Received & Filed
288. General Crew Chief to Supervisor -  
Request appointment of seasonal employees. DISPOSITION = Resolution 5/21/07
289. NYS DEC to Supervisor -  
Notice of approval for funding of proposal to replace street trees. DISPOSITION = Received & Filed
290. Leon G. Robak, Susan M. Robak to Erie County Legislator Thomas A. Loughran, District 14 -  
Comments and concerns regarding proposed William Street sewer project.  
DISPOSITION = Received & Filed

**ADJOURNMENT:**

ON MOTION OF COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER MONTOUR AND CARRIED, the meeting was adjourned at 9:17 P.M. in memory of Mary V. Kavanagh, Stella Wielkiewicz and Dolores Korcz.

Signed

  
Johanna M. Coleman, Town Clerk